

**IN THE UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF ALABAMA**

**SUSAN SHIROCK DEPAOLA, IN HER  
OFFICIAL CAPACITY OF TRUSTEE  
FOR THE BANKRUPTCY ESTATE OF  
STEVEN L. PRICE,**

**Plaintiff,**

**v.**

**STEPHEN L. PRICE and STARLA  
WATSON PRICE FRAZER,**

**Defendants.**

**V.**

**BADDLEY & AURO, LLC, and  
THOMAS E. BADDLEY, SUSAN S.  
DePAOLA,**

**Counter Defendants.**

**Case No 06-03317-MHT**

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**EVIDENTIARY SUBMISSION**

The Plaintiff, Susan S. DePaola does not intend to make or offer an evidentiary submission incident to her brief which will be submitted in opposition to the motion of Starla Price Frazer to withdraw the reference. However, the referenced brief will contain a summary of the facts or proffer of evidence that is anticipated on the part of the Plaintiff. The Plaintiff reserves the right to make an evidentiary submission if a similar submission is offered by one or all of the other parties.

Respectfully submitted on this the 30<sup>th</sup> day of May 2006.

Memory & Day

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**CERTIFICATE OF SERVICE**

I hereby certify that I have this date served a copy of the foregoing document on the following, by:

- ☒ placing same in the United States Mail, postage prepaid, and properly addressed
- ☐ facsimile
- ☐ hand delivery
- ☐ delivered in open court

on May 30, 2006.

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